

108TH CONGRESS  
1ST SESSION

# S. 1369

To ensure that prescription drug benefits offered to medicare eligible enrollees in the Federal Employees Health Benefits Program are at least equal to the actuarial value of the prescription drug benefits offered to enrollees under the plan generally.

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## IN THE SENATE OF THE UNITED STATES

JUNE 27, 2003

Mr. AKAKA (for himself, Mr. WARNER, Mr. ALLEN, Mr. SARBANES, and Ms. MIKULSKI) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

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## A BILL

To ensure that prescription drug benefits offered to medicare eligible enrollees in the Federal Employees Health Benefits Program are at least equal to the actuarial value of the prescription drug benefits offered to enrollees under the plan generally.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

### 3       **SECTION 1. NEGOTIATIONS BY THE OFFICE OF PERSONNEL**

#### 4                       **MANAGEMENT.**

5       (a) IN GENERAL.—Section 8902 of title 5, United  
6 States Code, is amended by adding at the end the fol-  
7 lowing:

1       “(p)(1) A contract may not be made or a plan ap-  
2 proved which does not offer to medicare eligible enrollees  
3 prescription drug benefits the actuarial value of which is  
4 at least equal to the actuarial value of the prescription  
5 drug benefits which are offered to enrollees under the plan  
6 generally.

7       “(2) For purposes of this subsection, the Director of  
8 the Office of Personnel Management shall establish proc-  
9 esses and methods for determining the actuarial value of  
10 prescription drug benefits.”.

11       (b) EFFECTIVE DATE.—The amendment made by  
12 subsection (a) shall apply with respect to contract years  
13 beginning after the date of enactment of this Act.

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